

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF VIRGINIA
Norfolk Division**

ALEXANDER HATZEY,)
individually and on behalf of all others)
similarly situated,)

Plaintiff,)

V.

Civil Action No. 2:18cv191

DIVURGENT, LLC,)
)
Defendant.)

**PLAINTIFF’S MEMORANDUM OF LAW IN SUPPORT OF HIS UNOPPOSED
MOTION FOR SETTLEMENT APPROVAL**

Plaintiff Alexander Hatzey (“Plaintiff” or “Hatzey”) through his undersigned counsel, hereby moves this Court for approval of the Settlement Agreement reached by the Parties in this case alleging claims for unpaid overtime compensation under the Fair Labor Standards Act, 28 U.S.C. § 201, *et al.*, (“FLSA”) for the reasons set forth in Plaintiff’s contemporaneously-filed memorandum of law. As set forth in Plaintiff’s memorandum, the Settlement Agreement is fair and reasonable and should be approved by this Court. Accordingly, Plaintiff respectfully requests that the Court issue an Order: 1) certifying the FLSA Collective defined in the Settlement Agreement; 2) approving attorneys’ fees in the amount of one-third of the Gross Settlement Amount, as outlined in Plaintiff’s memorandum, and reimbursement of Plaintiff’s Counsel’s actual costs, which are currently \$7,231.47; 3) approving the proposed Notice of Fair FLSA Collective Action Settlement (“Notice”) attached as Exhibit A to the Settlement Agreement and authorizing distribution of the Notice and the settlement checks to the FLSA Collective Members; and 4) granting approval of the Settlement Agreement and dismissing this case with prejudice in

accordance with the terms of the Settlement Agreement. Defendant consents to this Motion and all relief requested herein.

Dated: August 10, 2018

Respectfully submitted,
ALEXANDER HATZEY, *individually and
on behalf of others similarly situated*

/s/ Kristi C. Kelly

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** Admitted Pro Hac Vice*

CERTIFICATE OF SERVICE

I, Kristi Kelly, hereby certify that on this 10th day of August, 2018, I filed the forgoing document with this Court using the CM/ECF. This system sends notifications of such filing and service to all counsel of record.

/s/ Kristi C. Kelly
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